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Mary Lynne Lukens
(Printed name of person mailing paper or fee)

Mary Lynne Lukens
Signature of person mailing paper or fee

PTO/SB/01 (6-95)
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Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Type a plus sign (+) inside this box → ☐

0010/PTO
Rev. 6/95

U.S. Department of Commerce
Patent and Trademark Office

DECLARATION FOR UTILITY OR DESIGN PATENT APPLICATION

☐

Declaration
Submitted
with Initial Filing

OR

☐

Declaration
Submitted after
Initial Filing

Attorney Docket Number

H1215/1556 PCT/US

First Named Inventor

Kluth, Hermann

COMPLETE IF KNOWN

Application Number

Filing Date

Group Art Unit

Examiner Name

As a below named inventor, I hereby declare that:

My residence, post office address, and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

FOAM PLASTIC FROM DISPOSABLE PRESSURIZED CONTAINERS

the specification of which

(Title of the Invention)

☐

is attached hereto

OR

☒

was filed on (MM/DD/YYYY)

02/16/1995

as United States Application Number or PCT International

Application Number

PCT/EP95/00566

and was amended on (MM/DD/YYYY)

(if applicable).

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment specifically referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in Title 37 Code of Federal Regulations, § 1.56.

I hereby claim foreign priority benefits under Title 35, United States Code § 119(a)-(d) or § 365(b) of any foreign application(s) for patent or inventor's certificate, or § 365(a) of any PCT International application which designated at least one country other than the United States of America, listed below and have also identified below, by checking the box, any foreign application for patent or inventor's certificate, or of any PCT International application having a filing date before that of the application on which priority is claimed.

| Prior Foreign Application Number(s) | Country | Foreign Filing Date (MM/DD/YYYY) | Priority Not Claimed | Certified Copy Attached? | |
|--|--------------------|-------------------------------------|--|--|--|
| | | | | YES | NO |
| P 44 05 983.3 P 44 41 696.2 | Germany Germany | 02/24/1994 10/24/1994 | <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> | <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> | <input checked="" type="checkbox"/> <input checked="" type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> |
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Additional foreign application numbers are listed on a supplemental priority sheet attached hereto:

I hereby claim the benefit under Title 35, United States Code § 119(e) of any United States provisional application(s) listed below.

| Application Number(s) | Filing Date (MM/DD/YYYY) | <input type="checkbox"/> Additional provisional application numbers are listed on a supplemental priority sheet attached hereto. |
|-----------------------|--------------------------|--|
| | | |

Burden Hour Statement: This form is estimated to take .4 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

DECLARATION

Page 2

I hereby claim the benefit under Title 35, United States Code §120 of any United States application(s), or §365(c) of any PCT international application designating the United States of America, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT international application in the manner provided by the first paragraph of Title 35, United States Code §112.1 acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations §1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this application.

| U.S. Parent Application Number | PCT Parent Number | Parent Filing Date (MM/DD/YYYY) | Parent Patent Number (if applicable) |
|--------------------------------|-------------------|---------------------------------|--------------------------------------|
| | PCT/EP95/00566 | 02/16/1995 | |

☐ Additional U.S. or PCT international application numbers are listed on a supplemental priority sheet attached hereto.

As a named inventor, I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith:

☐ Firm Name Customer Number or label
OR
☒ List Attorney(s) and/or agent(s) name and registration number below:

| Name | Registration Number | Name | Registration Number |
|------------------------|---------------------|------------------|---------------------|
| Ernest G. Szoke | 22,135 | John E. Drach | 32,891 |
| Wayne C. Jaeschke | 21,062 | John Daniel Wood | 31,146 |
| Real J. Grandmaison | 25,981 | | |
| Norvell E. Wisdom, Jr. | 30,510 | | |


☐ Additional attorney(s) and/or agent(s) named on a supplemental sheet attached hereto.

Please direct all correspondence to: ☐ Customer Number or label OR ☒ Fill in correspondence address below

| | | | |
|---------|--------------------------------|-----------|--------------|
| Name | John Daniel Wood | | |
| Address | Henkel Corporation | | |
| Address | 140 Germantown Pike, Suite 150 | | |
| City | Plymouth Meeting | State | PA |
| Country | USA | Telephone | 610-832-2228 |
| | | Fax | 610-941-6067 |

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Name of Sole or First Inventor: ☐ A petition has been filed for this unsigned inventor

| | | | | | | | |
|----------------------|---|----------------|--|---------------------|---------|-----------------|---------|
| Given Name | Hermann | Middle Initial | | Family Name | Kluth | Suffix e.g. Jr. | |
| Inventor's Signature |  | | | | Date | August 20, 1996 | |
| Residence: City | Duesseldorf | State | | Country | Germany | Citizenship | Germany |
| Post Office Address | An der Garather Motte 22 | | | | | | |
| Post Office Address | | | | | | | |
| City | 40595 Duesseldorf | State | | Zip | | Country | Germany |
| | | | | Applicant Authority | | | |

☒ Additional inventors are being named on supplemental sheet(s) attached hereto

DECLARATION**ADDITIONAL INVENTOR(S)
Supplemental Sheet**

Name of Additional Joint Inventor, if any:

☐ A petition has been filed for this unsigned inventor

| | | | | | | | |
|----------------------|-----------------|----------------|--|-------------|---------|---------------------|-----------------|
| Given Name | Wolfgang | Middle Initial | | Family Name | Klauck | Suffix e.g. Jr. | |
| Inventor's Signature | | | | | | Date | August 20, 1996 |
| Residence: City | Meerbusch | State | | Country | Germany | Citizenship | Germany |
| Post Office Address | Neuer Weg 30 | | | | | | |
| Post Office Address | | | | | | | |
| City | 40670 Meerbusch | State | | Zip | | Country | Germany |
| | | | | | | Applicant Authority | |

Name of Additional Joint Inventor, if any:

☐ A petition has been filed for this unsigned inventor

| | | | | | | | |
|----------------------|-----------------------------|----------------|--|-------------|---------|---------------------|---------|
| Given Name | Peter | Middle Initial | | Family Name | Daute | Suffix e.g. Jr. | |
| Inventor's Signature | | | | | | Date | |
| Residence: City | Beverstedt | State | | Country | Germany | Citizenship | Germany |
| Post Office Address | Adolf-Butenandt-Strasse 25a | | | | | | |
| Post Office Address | | | | | | | |
| City | 27616 Beverstedt | State | | Zip | | Country | Germany |
| | | | | | | Applicant Authority | |

Name of Additional Joint Inventor, if any:

☐ A petition has been filed for this unsigned inventor

| | | | | | | | |
|----------------------|-----------------|----------------|--|-------------|---------|---------------------|-----------------|
| Given Name | Felicitas | Middle Initial | | Family Name | Kolenda | Suffix e.g. Jr. | |
| Inventor's Signature | | | | | | Date | August 20, 1996 |
| Residence: City | Monheim | State | | Country | Germany | Citizenship | Germany |
| Post Office Address | Lindenstrasse 6 | | | | | | |
| Post Office Address | | | | | | | |
| City | 40789 Monheim | State | | Zip | | Country | Germany |
| | | | | | | Applicant Authority | |

Name of Additional Joint Inventor, and last, if any:

☐ A petition has been filed for this unsigned inventor

| | | | | | | | |
|----------------------|----------------------|----------------|--|-------------|---------|---------------------|-----------------|
| Given Name | Wilfried | Middle Initial | | Family Name | Huebner | Suffix e.g. Jr. | |
| Inventor's Signature | | | | | | Date | August 20, 1996 |
| Residence: City | Langenfeld | State | | Country | Germany | Citizenship | Germany |
| Post Office Address | Richratherstrasse 64 | | | | | | |
| Post Office Address | | | | | | | |
| City | 40764 Langenfeld | State | | Zip | | Country | Germany |
| | | | | | | Applicant Authority | |

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Signature of person mailing paper or fee)

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| <input type="checkbox"/> Firm Name | | Customer Number or label | |
|--|---------------------|--------------------------|---------------------|
| OR | | | |
| <input checked="" type="checkbox"/> List Attorney(s) and/or agent(s) name and registration number below: | | | |
| Name | Registration Number | Name | Registration Number |
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| Wayne C. Jaeschke | 21,062 | John Daniel Wood | 31,146 |
| Real J. Grandmaison | 25,981 | | |
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| Name | John Daniel Wood | | |
| Address | Henkel Corporation | | |
| Address | 140 Germantown Pike, Suite 150 | | |
| City | Plymouth Meeting | State | PA |
| Country | USA | Telephone | 610-832-2228 |
| | | Fax | 610-941-6067 |

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Name of Sole or First Inventor:

☐ A petition has been filed for this unsigned inventor

| | | | | | | | |
|----------------------|--------------------------|----------------|--|-------------|---------|---------------------|---------|
| Given Name | Hermann | Middle Initial | | Family Name | Kluth | Suffix e.g. Jr. | |
| Inventor's Signature | | | | | | Date | |
| Residence: City | Duesseldorf | State | | Country | Germany | Citizenship | Germany |
| Post Office Address | An der Garather Motte 22 | | | | | | |
| Post Office Address | | | | | | | |
| City | 40595 Duesseldorf | State | | Zip | | Country | Germany |
| | | | | | | Applicant Authority | |

☒ Additional inventors are being named on supplemental sheet(s) attached hereto

DECLARATION**ADDITIONAL INVENTOR(S)
Supplemental Sheet**

| | | | | | | | |
|--|-----------------------------|----------------|--|---|---------|---------------------|-----------------|
| Name of Additional Joint Inventor, if any: | | | | <input type="checkbox"/> A petition has been filed for this unsigned inventor | | | |
| Given Name | Wolfgang | Middle Initial | | Family Name | Klauck | Suffix e.g. Jr. | |
| Inventor's Signature | | | | | | Date | |
| Residence: City | Meerbusch | State | | Country | Germany | Citizenship | Germany |
| Post Office Address | Neuer Weg 30 | | | | | | |
| Post Office Address | | | | | | | |
| City | 40670 Meerbusch | State | | Zip | | Country | Germany |
| | | | | | | Applicant Authority | |
| Name of Additional Joint Inventor, if any: | | | | <input type="checkbox"/> A petition has been filed for this unsigned inventor | | | |
| Given Name | Peter | Middle Initial | | Family Name | Daute | Suffix e.g. Jr. | |
| Inventor's Signature | <i>Peter Daute</i> | | | | | Date | August 20, 1996 |
| Residence: City | Beverstedt | State | | Country | Germany | Citizenship | Germany |
| Post Office Address | Adolf-Butenandt-Strasse 25a | | | | | | |
| Post Office Address | | | | | | | |
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| Given Name | Felicitas | Middle Initial | | Family Name | Kolenda | Suffix e.g. Jr. | |
| Inventor's Signature | | | | | | Date | |
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| | | | | | | Applicant Authority | |
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| Given Name | Wilfried | Middle Initial | | Family Name | Huebner | Suffix e.g. Jr. | |
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| Post Office Address | | | | | | | |
| City | 40764 Langenfeld | State | | Zip | | Country | Germany |
| | | | | | | Applicant Authority | |
| <input type="checkbox"/> Additional inventors are being named on supplemental sheet(s) attached hereto | | | | | | | |

ASSIGNMENT OF APPLICATION FOR PATENT

WHEREAS, we, Hermann Kluth, Wolfgang Klauck, Peter Daute, Felicitas Kolenda and Wilfried Huebner citizen(s) of Germany and resident(s) of An der Garather Motte 22, 40595 Duesseldorf, Germany; Neuer Weg 30, 40670 Meerbusch, Germany; Adolf-Butenandt-Strasse 25a, 27616 Beverstedt, Germany; Lindenstrasse 6, 40789 Monheim, Germany; and Richratherstrasse 64, 40764 Langenfeld, Germany; respectively have invented certain new and useful improvement in FOAM PLASTIC FROM DISPOSABLE PRESSURIZED CONTAINERS for which we have made application for United States Letters Patent, said application having been filed as PCT international application number PCT/EP95/00566 on 16 February 1995 designating the United States of America; and

WHEREAS, Henkel Kommanditgesellschaft auf Aktien (Henkel KGaA) a corporation duly organized and existing under the laws of Germany and having a place of business at TFP/Patentabteilung, D-40191 Düsseldorf, Germany is desirous of acquiring the entire right, title and interest in and to said invention, said application and any and all Letters Patent which may issue thereon;

NOW, THEREFORE, to all whom it may concern, be it known that we, the said Hermann Kluth, Wolfgang Klauck, Peter Daute, Felicitas Kolenda and Wilfried Huebner for and in consideration of the sum of ONE DOLLAR (\$1.00) to us in hand paid by the said Henkel KGaA and for other good and valuable considerations, the receipt of all of which is hereby acknowledged, do hereby sell, assign, transfer and set over unto the said Henkel KGaA its successors and assigns, the entire right, title and interest in and to said invention, said application and any and all Letters Patent that may issue thereon in the United States together with any division, divisions, extension or extensions, reissue or reissues thereof;

AND, we hereby authorize and request the Commissioner of Patents to issue any and all Letters Patent which may issue upon said invention to said Henkel KGaA

___ as assignee of the entire right, title and interest in and to said invention, said application and any and all Letters Patent that may issue thereupon.

IN WITNESS WHEREOF, we have hereunto set our hand as of the following date(s).


Hermann Kluth


Date August 20, 1996


Wolfgang Klauk

Date August 20, 1996

Peter Daute

Date _____


Felicitas Kolenda

Date August 20, 1996


Wilfried Huebner

Date August 20, 1996

ASSIGNMENT OF APPLICATION FOR PATENT

WHEREAS, we, Hermann Kluth, Wolfgang Klauck, Peter Daute, Felicitas Kolenda and Wilfried Huebner citizen(s) of Germany and resident(s) of An der Garather Motte 22, 40595 Duesseldorf, Germany; Neuer Weg 30, 40670 Meerbusch, Germany; Adolf-Butenandt-Strasse 25a, 27616 Beverstedt, Germany; Lindenstrasse 6, 40789 Monheim, Germany; and Richratherstrasse 64, 40764 Langenfeld, Germany; respectively have invented certain new and useful improvement in FOAM PLASTIC FROM DISPOSABLE PRESSURIZED CONTAINERS for which we have made application for United States Letters Patent, said application having been filed as PCT international application number PCT/EP95/00566 on 16 February 1995 designating the United States of America; and

WHEREAS, Henkel Kommanditgesellschaft auf Aktien (Henkel KGaA) a corporation duly organized and existing under the laws of Germany and having a place of business at TFP/Patentabteilung, D-40191 Düsseldorf, Germany is desirous of acquiring the entire right, title and interest in and to said invention, said application and any and all Letters Patent which may issue thereon;

NOW, THEREFORE, to all whom it may concern, be it known that we, the said Hermann Kluth, Wolfgang Klauck, Peter Daute, Felicitas Kolenda and Wilfried Huebner for and in consideration of the sum of ONE DOLLAR (\$1.00) to us in hand paid by the said Henkel KGaA and for other good and valuable considerations, the receipt of all of which is hereby acknowledged, do hereby sell, assign, transfer and set over unto the said Henkel KGaA its successors and assigns, the entire right, title and interest in and to said invention, said application and any and all Letters Patent that may issue thereon in the United States together with any division, divisions, extension or extensions, reissue or reissues thereof;

AND, we hereby authorize and request the Commissioner of Patents to issue any and all Letters Patent which may issue upon said invention to said Henkel KGaA

___ as assignee of the entire right, title and interest in and to said invention, said application and any and all Letters Patent that may issue thereupon.

IN WITNESS WHEREOF, we have hereunto set our hand as of the following date(s).

Hermann Kluth

Date _____

Wolfgang Klauck

Date _____

Peter Daute
Peter Daute

Date August 20, 1996

Felicitas Kolenda

Date _____

Wilfried Huebner

Date _____